

FILED

December 29 2009

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA



IN THE SUPREME COURT OF THE STATE OF MONTANA
THE OFFICE OF THE CLERK OF SUPREME COURT
HELENA, MONTANA 59620-3003

December 28, 2009

NOTICE OF FILING

Supreme Court No.
DA 09-0629

BARRY ALONZO HEATH,

Petitioner and Appellant,

v.

STATE OF MONTANA,

Respondent and Appellee.

The DISTRICT COURT RECORD on appeal has been received and filed on the above date.

NOTE: The Appellant's opening brief is due 30 days from the above-noted date.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ed Smith", is written over a faint, larger blue ink signature that is partially obscured.

ED SMITH
Clerk of the Supreme Court